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indication in the Office Action Summary to the contrary. The Applicant respectfully requests said document be included in the next communication from the Office.

The Applicant further notes that he has not received from the Examiner the five (5) initialed Information Disclosure Statements previously filed on May 30, 2000, November 13, 2000, November 14, 2000, March 9, 2001, and June 4, 2002. The Applicant respectfully requests said documents be included in the next communication from the Office.

2. Claim Rejection Under 35 U.S.C. § 102

Claims 1-19 are rejected under 35 U.S.C. § 102(a) as being anticipated by Tobita. (U.S. Patent No.5,938,730A). The Examiner contends that Tobita discloses each and every element of independent Claims 1, 7, and 12 and their corresponding dependent claims. The Applicant respectfully traverses the rejection.

With regard to Claim 1, Tobita fails to disclose *inter alia* the step of *determining appropriate support information utilizing logic in the server computer to transmit to the computer*. In order for a claim to be anticipated under 35 U.S.C. § 102(a), each and every element or step must be disclosed in the cited reference. Tobita fails to disclose *determining appropriate support information utilizing logic in the server computer to transmit to the computer*. The Examiner states that every element of the current invention in Claim 1 is disclosed in Tobita in column 4, line 7 - column 5, line 10. The cited reference however does not *determine appropriate support information*, but merely discloses a software management system that provides access to software once a fee has been paid. The cited reference makes no mention of *determining appropriate support information*. Because Claim 1 contains a step not disclosed in Tobita, Claim 1 as well as dependent Claims 2-6 are not anticipated by Tobita.

The Examiner contends that independent Claim 7 and its dependent Claims 8-11 are also anticipated by Tobita. Here, independent Claim 7 recites

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an apparatus which has an element inter alia that *determines appropriate support information*. As discussed above, since the cited reference does not disclose this element, Claim 7, as well as dependent Claims 9-11 are not anticipated by Tobita.

The Examiner contends that independent Claim 12 and its dependent Claims 13-19 are anticipated by Tobita. Independent Claim 12 claims recites inter alia "a program disposed on computable readable media which contains an element code segment that *determines appropriate support information*." Since the cited reference does not disclose this step as discussed above, Claim 12, as well as dependent Claims 13-19 are anticipated by the cited reference.

Claims 1-19 are nonobvious over Tobita, either singly or in combination. There is no teaching, suggestion, or motivation found in Tobita, either express or implied, for one having ordinary skill in the art to include the step of determining appropriate support information utilizing logic in the server computer. Unlike the claimed invention, Tobita discloses an invention which sends a use-charge key code to the user in order for a user to access the gaming software once the user has paid a fee. The Tobita specification makes no mention of *determining appropriate support information*. The current invention discloses a novel method for content tracking which includes *determining appropriate support information*. This is supported by the specification on page 32, lines 7-20. Accordingly, the Applicant respectfully requests withdrawal of the rejection.

3. Conclusion

In view of the foregoing, Claims 1-19 are believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to withdraw the outstanding rejection of the claims and pass this application to issue.

The Applicant also respectfully requests a telephone interview with the Examiner, and the constructive assistance of the Examiner in the event that there

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are questions regarding this response or if the next action on the merits is not an allowance of all pending claims.

Respectfully submitted,

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